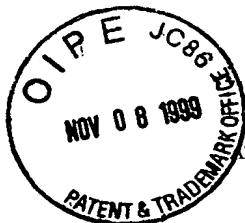


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CPA \$  
GAU3731  
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#18 Ext  
Jme  
(3ms)  
w/CPA

**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL**  
(Only for Continuation or Divisional Applications under 37 CFR 1.53(d))

|   |                        |                     |
|---|------------------------|---------------------|
| Address to:<br><br>Assistant Commissioner for Patents<br>Box CPA<br>Washington DC 20231 | Attorney Docket No.    | P98,0774            |
|   | First Named Inventor   | Alex Kunzler et al. |
|   | Express Mail Label No. | EL307862652US       |
|   | Date:                  | November 8, 1999    |

This is a request for a X continuation or \_\_\_\_\_ divisional application under 37 CFR 1.53(d);  
(continued prosecution application (CPA)) of prior application number 08/944,234  
filed on October 6, 1997, entitled "DRILL HEAD FOR USE IN PLACING A VERTEBRAL DISC DEVICE"

- \_\_\_\_ Enter the unentered amendment previously filed on \_\_\_\_\_  
\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
2. X A preliminary amendment is enclosed.
3. \_\_\_\_\_ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
- a. \_\_\_\_\_ DELETE the following inventor(s) named in the prior nonprovisional application: \_\_\_\_\_
- b. \_\_\_\_\_ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. \_\_\_\_\_ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
- a. \_\_\_\_\_ PTO-1449
- b. \_\_\_\_\_ Copies of IDS Citations

| CLAIMS AS FILED |  |                     |                        |                            |                              |
|-----------------|--|---------------------|------------------------|----------------------------|------------------------------|
|                 | (1)<br>FOR                                     | (2)<br>NUMBER FILED | (3)<br>NUMBER<br>EXTRA | (4)<br>RATE                | (5)<br>BASIC FEE<br>\$380.00 |
|                 | TOTAL 24<br>CLAIMS                             | 20                  | 4                      | \$9.00                     | \$36.00                      |
|                 | INDEPENDENT<br>CLAIMS 2                        | 3                   | 0                      | \$39.00                    | 0                            |
|                 | ANY MULTIPLE DEPENDENT<br>CLAIMS? ( )YES ( )NO |                     |                        |                            |                              |
|                 |  |                     |                        | TOTAL<br>FILING FEE -<br>> | \$416.00                     |

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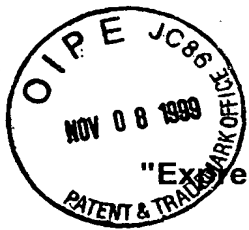
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03t

- a. ☐ A small entity statement is enclosed  
b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.  
c. ☐ Is no longer claimed.
7. The Commissioner is hereby authorized to charge any additional fees which may be required **in connection with this application**, or credit any overpayment to Account No. **08-2290**. *A duplicate copy of this sheet is enclosed.*
8. ☒ A check in the amount of **\$416.00** to cover the filing fee is enclosed.
9. ☐ Other:
10. Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated **May 10, 1999** for **3** months so that the period for response is extended to **November 10, 1999**. A check in the amount of **\$ 435.00** is attached to cover the cost of the extension.

Respectfully submitted,

By: Todd S. Parkhurst  
Todd S. Parkhurst (Reg. No. 26,494)  
Hill & Simpson  
85<sup>th</sup> Floor Sears Tower  
Chicago, IL 60606  
Customer No. 36-3002441

When phoning re: this application  
please call (312) 876-0200 Ext. 3267



**CERTIFICATE OF MAILING**

**"Express Mail" Mailing Label Number EL 307862652US**

**Date of Deposit:** November 8, 1999

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 CFR 1.10(c) on the date indicated above and is addressed to:

**Assistant Commissioner for Patents  
Box CPA  
Washington, D.C. 20231**

This is a continuation application for:

Alex Kunzler et al.  
P98,0774  
08/944,234

**DRILL HEAD FOR USE IN PLACING A VERTEBRAL DISC DEVICE**

**Enclosed are the following documents:**

Continued Prosecution Application (CPA) Request Transmittal  
form in duplicate;

Preliminary Amendment;

Fee: \$ 416.00;

Three months ext. fee: \$ 435.00

Postcard.

Signature of person mailing documents and fees